

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

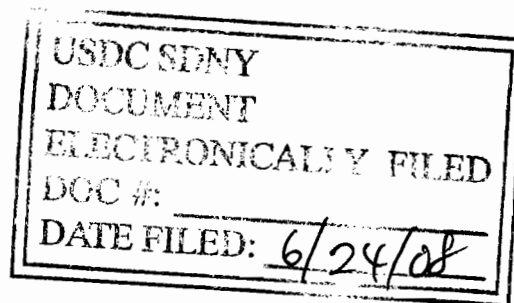
-----X
ATS SHIPPING TRANSPORTATION
TRADING INC.

Plaintiff,

v.

WJ GRAIN LTD. also d/b/a WJ GROUP,

Defendant.
-----X



08 Civ. 867 (AKH)

**STIPULATION AND
ORDER OF DISMISSAL**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for the parties herein, that the above-entitled action be voluntarily dismissed with prejudice as per Rule 41(a)(1) of the Rules of Civil Procedure for the United States District Courts and with each party to its own costs and fees.

FURTHERMORE, it is hereby **ORDERED** that all attached property, including assets, accounts, electronic fund transfers, funds, etc., of Defendant WJ GRAIN LTD. also d/b/a WJ GROUP, held by any and all garnishee banks, pursuant to the Court's Order for Issuance of Process of Maritime Attachment, dated January 24, 2008, and corresponding Process of Maritime Attachment and Garnishment, including any Supplemental Process, for the subject action, are vacated and to be released as follows:

- A. As to garnishee bank Citibank, NA, any attached funds in its possession are to be transferred to an account of WJ Grain Trade Limited as per new banking details to be provided by Messrs. Brown Gavalas & Fromm on behalf of WJ Grain Ltd.; and
- B. All other attached funds are to be released to the Defendant in accordance with the original routing instructions for each transfer, unless otherwise directed.

Dated: New York, New York
June 23, 2008

Chalos, O'Connor & Duffy LLP

By:



Eugene J. O'Connor
Timothy Semenoro
366 Main Street
Port Washington, NY 11050
Phone: (516) 767-3600
Fax: (516) 767-3605
oconnor@codus-law.com
tsemenoro@codus-law.com

Attorneys for Plaintiff

SO ORDERED:

6/24/08



Hon. Alvin K. Hellerstein U.S.D.J.

Brown Gavalas & Fromm LLP

By:



Peter Skoufalos — by e-mail authority 6/23/08

355 Lexington Avenue
New York, New York 10017
Phone: (212) 983-8500
(212) 983-5946
pskoufalos@browngavalas.com

Attorneys for Defendant